

UNITED STATES OF AMERICA,	)	<b>Court of Appeals</b>
	)	<b>Docket Number <u>06-10641</u></b>
Plaintiff-Appellee,	)	
	)	
vs.	)	District Court
	)	Docket Number <b><u>CR-05-00053-006</u></b>
	)	
BRIAN WILLIAM ELM,	)	
	)	
Defendant-Appellant.	)	
	)	

This Certificate is submitted in conformance with the U.S. Court of Appeals for the Ninth Circuit Rule 11-2. The record on appeal, consisting of reporter(s) transcripts (if any) and the U.S. District Court clerk's record is ready for the purpose of the appeal. This record is available for use by the parties in the office of the District Court Clerk.

Appeals in Habeas Corpus and 28 U.S.C. §2255 Motion to Vacate Sentence cases are treated as civil appeals in the Court of Appeals. Criminal appeal briefing schedules have been set by Time Schedule Order and no new schedule will be issued upon the filing of this document.

By: Marilyn B. Alcorn  
Deputy Clerk

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UNITED STATES DISTRICT COURT  
~~CENTRAL DISTRICT OF CALIFORNIA~~ GUAM

Transcript Designation and Ordering Form

U.S. Court of Appeals Case No. 06-10641 U.S. District Court Case No. CR-05-00053-06-RBL

Short Case Title United States v. Elm

Date Notice of Appeal Filed by Clerk of District Court October 18, 2006

SECTION A - To be completed by party ordering transcript

HEARING DATE

COURT REPORTER

PROCEEDINGS (strike portion not desired)

Voir Dire

SEE ATTACHMENT HERETO

Opening Statements

Settlement Instructions

Closing Arguments

Jury Instructions

Pre-Trial Proceedings

Other (please specify)

**FILED**  
DISTRICT COURT OF GUAM

JUL 13 2007

MARY L. M. MORAN  
CLERK OF COURT

(attach additional page for designations, if necessary)

- ( ) I do not intend to designate any portion of the transcript and will notify all counsel of this intention.  
( ) As retained counsel (or litigant proceeding in pro per), I request a copy of the transcript and guarantee payment to the reporter of the cost thereof upon demand. I further agree to pay for work done prior to cancellation of this order.  
(X) As appointed counsel, I certify that an appropriate order authorizing preparation of the transcript at the expense of the United States has been, or within 5 days hereof will be, obtained and delivered to the reporter. I agree to recommend payment for work done prior to cancellation of this order.

Date transcript ordered ~~JUNE 29, 2007~~ July 6, 2007

Type or Print Name Richard D. Rome

Signature of Attorney/Pro Per Litigant Richard D. Rome Phone Number 818/994-8761

Address: 7100 Hayvenhurst Avenue, Penthouse C, Van Nuys, CA 91406

This form is divided into five parts. It should be used to comply with the Federal Rules of Appellate Procedure and the Local Rules of the U.S. Court of Appeals for the Ninth Circuit regarding the designation and ordering of court reporters' transcripts.

Please note the specific instructions below. If there are further questions, contact the Clerk's Office, U.S. Court of Appeals for the Ninth Circuit at (415) 556-9800.

SPECIFIC INSTRUCTIONS FOR ATTORNEYS/PRO PER LITIGANTS

- (1) Pick up form from District Court Clerk's Office when filing the notice of appeal.
- (2) Complete Section A, place additional designations on blank paper, if needed.
- (3) Send Copy 1 to District Court.
- (4) Send Copy 4 to opposing counsel. Make additional photocopies, if necessary.
- (5) Send Copies 2 and 3 to court reporter. Contact court reporter to make further arrangements for payment.
- (6) Continue to monitor progress of transcript preparation.

A-9 (08/97) CA9-036(10/1/82)

TRANSCRIPT DESIGNATION AND ORDERING FORM

COPY ONE

U.S. v. Elm  
CR-05-00053-06-RBL  
06-10641

**Attachment to Transcript Designation and Ordering Form**

<u>Date</u>	<u>Court Reporter</u>
March 24, 2006	Wanda Miles
April 11, 2006	Wanda Miles
April 14, 2006	Wanda Miles
May 8, 2006	Wanda Miles
May 9, 2006	Wanda Miles
May 10, 2006	Wanda Miles
May 11, 2006	Wanda Miles
May 12, 2006	Wanda Miles
May 15, 2006	Wanda Miles
May 16, 2006	Wanda Miles
May 17, 2006	Wanda Miles
May 18, 2006	Wanda Miles
May 19, 2006	Wanda Miles
August 30, 2006	Wanda Miles
October 10, 2006	Wanda Miles
October 11, 2006	Wanda Miles